

# MORNING APPEAL

THURSDAY FEBRUARY 27, 1879

## NEVADA LEGISLATURE—NINTH SESSION.

### Senate—Fifty-second Day.

CARSON CITY, February 26, 1879.

The Senate convened at 10:30 o'clock with the President in the Chair. Quorum present. Prayer by Rev. Mr. Davis. Minutes of previous day read and approved.

Mr. Cassidy, out of order, presented a joint resolution and memorial, praying the President of the United States to sign the bill to regulate immigration of the Chinese to the United States. Adopted by unanimous vote.

### PETITIONS.

By Gallagher—From citizens of Esmeralda county, against any legislation to regulate fares and freights.

### REPORTS OF COMMITTEES.

By Martin, from Committee on Engraving—Have found several bills so ordered correctly engrossed.

By Meder, from Committee on Enrollment—That several bills have been found correctly enrolled and deposited with the Governor.

By Boardman, from Judiciary Committee, without recommendation—Senate bill 38, to amend the Civil Practice Act; also favorably, Senate bill 137, to regulate use of water in irrigating ditches.

By Dayton, from Committee on County Boundaries, without recommendation—Senate bills 123 and 125.

By Stone, from Committee on Elections, favorably on Senate bill 117, providing for establishment of election precincts.

By Gibson, from Committee on State Prison, favorably, with amendments, Assembly bill 78.

By Schultz, from Committee on Claims, favorably on Assembly bill 99, for the payment of certain claims against the State.

By Gallagher, from Committee on Indian and Military Affairs, favorably on joint memorial relative to the abandonment of Walker River Reservation.

By Perley, from White Pine delegation, favorably on Senate bill 131, to create a current expense fund for White Pine county.

### MESSAGE FROM THE GOVERNOR.

Announcing his approval of Senate bill 118 (Stewart's) to prevent the spread of contagious diseases.

### MOTIONS AND RESOLUTIONS.

By Blair, Senate concurrent resolution—Thanking James G. Blaine for his assistance in passing the anti-Chinese bill, and that the Governor be requested to forward a copy of the resolution by telegraph. Adopted.

By Farrell—That Senate bill 20 be taken from the table and placed on file.

By Stone—That Senate bill 90 be reconsidered. Carried.

By Boardman—That Senate bill 127, concerning public highways, be reconsidered. Carried.

### MESSAGES FROM ASSEMBLY.

Transmitting Assembly bill 120, the Lewis bill, which passed that House yesterday.

### BILLS INTRODUCED.

By Gibson, without notice, to amend the Civil Practice Act. Referred to Judiciary Committee.

By Gallagher, without notice—To authorize the formation of corporations, and to provide lands for homesteads. Referred to Committee on Public Lands.

By King, without notice—To authorize the Board of State Prison Commissioners to buy the land and buildings known as the Warm Springs Hotel. Referred to Committee on State Prison.

Allen of Lincoln, Assembly bill 120—To regulate the transportation of freights on railroads. (The Lewis bill.)

Boardman moved to make it the special order for to-morrow at 2 o'clock.

Comins moved to amend by referring to Committee on Railroads.

Cassidy declared his intention to vote for the bill and support it all through, but he thought that we should give everybody a fair chance to be heard on this vital point, and had better take a few days to consider it.

Creswell stated he was ready to vote for the bill at that moment, and did not desire more time for obtaining information. He said that he had no disrespect for the committee in this conclusion.

After much discussion the amendment was carried by a vote of 13, yeas 10.

Recessed for one hour.

### AFTERNOON SESSION.

Reconvened at 1:15 P. M., the President in the Chair.

A call of the Senate was had resulting in a delay of fifteen minutes, when the Senate proceeded to business.

### GENERAL FILE.

Comins moved to take up, out of order, Assembly bill, to create a current expense fund for White Pine county. Carried.

The bill being put upon final passage was passed unanimously.

Perley's Senate bill 66—To regulate fares and freights in this State. Laid on the table.

Meder's Senate bill 26—To prevent frauds at elections. Ordered engrossed.

King's Senate bill 52—To provide for the registration of voters in case of death or removal of Registration Agent. Passed.

Shepherd's Senate bill 94—To amend the election law. (Provides that the ballot box shall not be left in the care of a candidate for re-election before canvassing by the Board. Passed unanimously.

Boardman moved to take from the table Assembly bill 1, the insane asylum Act. Carried, and bill put upon final passage.

Boardman favored the bill on the grounds of humanity and economy and State policy, aside from local interest.

Cassidy opposed the bill on the same propositions.

Farrell agreed with Cassidy.

Meder moved to amend by making the contractors responsible for all debts incurred in building. Lost.

Stewart said he had expected to support some such bill, but he found his constituents were clamorous for reduction of taxation. He based his opposition upon the cries of his people.

Cassidy stated the committee were in favor of making an appropriation for the purpose of obtaining bids for the work to be done.

Boardman thanked the members for their evident intention of dealing fairly with this question. Bill was lost by the following vote:

Yeas—Boardman, Gibson, Kaiser, Meder, Perley, Powning, Stone—7.

Nays—Blair, Cassidy, Comins, Creswell, Dayton, Doolin, Farrell, Gallagher, King, Martin, McConnell, Schultz, Shepherd, Stewart, Thompson, Wheeler, Westerfield—17.

Creswell introduced a resolution, out of order—That the Washoe people exonerate their representatives from blame for the defeat of their bill, and that the tar barrel be not brought forth for their benefit.

Doolin's Senate bill 93—To amend the Act relative to fees and compensations. Ordered engrossed.

Schultz's Senate bill 128—To discontinue litigation touching inequitable claims for taxes. Ordered engrossed.

Gaston's Assembly joint resolution, asking the President to sign the anti-Chinese bill. Indefinitely postponed because of action on a similar resolution this morning.

Blair's Senate bill 130—To punish the killing or branding of cattle running at large by others than owners. Moved to amend by making the penalty less. Passed—yeas, 21; nays, 3.

Meder's Senate bill 135—To provide for the use of printed copies of State officers' reports. Passed unanimously.

Lawson's Assembly bill 29—Amending the election law. Several amendments made when the bill was indefinitely postponed.

Smith's (of Eureka) Assembly bill 73—In relation to burial of the dead in incorporated towns. Lost.

Lane's Assembly bill 96—To amend the Revenue Law. [Reduces the licenses on theatrical performances one-half.]

Comins opposed the bill as discriminating against the poorer class of showmen.

Creswell moved indefinite postponement. Carried.

Cassidy reported from the Printing Committee (out of order) favorably on Assembly bill 57, which was then taken up by unanimous consent.

Harlow's Assembly bill 57—To establish a State Printing Office and create the office of Superintendent of Printing. Referred to Committee of the Whole.

Blair gave notice of a motion to reconsider the vote on Assembly bill 73.

Stone asked consent to have a reconsideration of indefinite postponement of Assembly bill 29. Consent granted.

Adjourned at 3:45 P. M.

### Assembly—Fifty-second Day.

Convened at 10:30 A. M. Speaker Gaston in the chair. Prayer by Rev. Mr. Weir.

On reading of the Journal Mr. Mayhugh moved to strike out all that part relative to the Elko Grand Jury and Green's resolution on fares and freights. Carried.

Leave of absence granted Messrs. Wermuth and Eldred for one day.

### REPORTS OF COMMITTEES.

By Lyons, from Committee on Enrollment—Several bills as correctly enrolled and deposited.

By Powell, from Committee on Trades and Manufactures—Favorably on Assembly bill 114, to prevent the manufacture of spurious jewelry.

By Van Sickle, from Committee on Contingent expenses—A resolution for relief of Jerry Schooling for copying his two reports. Adopted.

By Lyons (of Storey), from Storey Delegation—Without recommendation the two bills for relief of Cook and Breckill.

By Allen (of Lincoln), from Judiciary Committee and Foulks from Committee on Ways and Means jointly—Recommending the indefinite postponement of Assembly bill 108, relative to inequitable claims for taxes.

The hour for special order having arrived, the Underwood bill to prevent loss of life by use of steam was considered.

Smith (of Lyon) said the bill was wrong in principle because it exempted from responsibility employers for the acts of incompetent employees.

Underwood thought explosions usually resulted from carelessness of engineers, and they ought to be held amenable.

Foulks thought the bill was intended to relieve railroad companies more than anything else.

Lane, as an engineer, opposed the bill. Lost. Yeas 8, nays 38.

By Plummer—A joint resolution to pay Mayo Greenlaw \$40 48 for copying report of Insane Commissioners. Referred to Committee on Contingent Expenses.

By Taylor—That the vote of non-concurrence in Senate amendments to Assembly bill 115, to create a Nye County Expense Fund be reconsidered. Carried.

On motion of Williams the House then concurred in the Senate amendments. Recessed for one hour.

### AFTERNOON SESSION.

Reconvened at 1:15 P. M., President in the chair.

The special order for the hour being the consideration of Assembly bill 89, to provide against the stealing of Truckee water by Californians, was postponed until 27th inst. at 1:15 P. M.

Both Senate resolutions relative to the Chinese bill passed by U. S. Congress were passed unanimously.

### BILLS INTRODUCED.

By Taylor—To regulate freights and fares on railroads. [Authorizes the Governor to appoint three commissioners to regulate freights and fares according to amount of business transacted. Referred to Committee of the Whole.

By Lane—To authorize the Supreme Court to issue injunctions in cases on appeal. Referred to Judiciary Committee.

By Plummer—To amend the Act relative to statistical reports of counties. [Provides for annual instead of biennial reports.] Referred to Committee on Ways and Means.

By Lyon (of White Pine)—To prevent the use of horses, mules or work cattle by persons not owners. [Makes such action a misdemeanor punishable by fine of from \$100 to \$300 in case of conviction.] Referred to Committee on Agriculture.

By Mayhugh—To amend the Highway Act. [Authorizes the County Commissioners to condemn lands on petition of a majority of taxpayers in a road district. Referred to Judiciary Committee.

Senate bill 62, to encourage the growth of forest trees. Referred to Committee on Agriculture.

Senate bill 114, to amend sections 551 and 554 of the Criminal Practice Act. Referred to Judiciary Committee.

Senate bill 111, to authorize the employment of convict labor. Referred to Committee on State's Prison.

Senate bill 113, to amend the Act relative to partition fences. Referred to Committee on Agriculture.

Senate bill 119, for better preservation of mining records. Referred to Committee on Mines and Mining.

Stewart's Senate bill 122, to encourage collection of mineral and other specimens. Referred to Committee on Mines and Mining.

Senate bill 82, to regulate salaries of county officers. Referred to Committee of the Whole.

Senate bill 115, to amend the County Commissioner Act. Referred to Storey Delegation.

By (Allen of Lincoln)—To regulate freights and fares. (The Woodburn bill). Referred to Committee of the Whole.

### GENERAL FILE.

Assembly bill 55—To provide for greater security of life by use of safety cages in mines. Passed unanimously.

Assembly bill 52—to amend the Carson City charter. Passed.

Assembly bill 10—to amend the railroad incorporation Act. Senate amendments concurred in.

Assembly bill 54—Making appropriation for deficiency in Secretary of State's office. Referred to Committee of the Whole.

Senate bill 89—To increase the salary of the Governor's Private Secretary. Passed. Yeas 35, nays 9.

Beard gave notice of a motion to reconsider. Adjourned at 5:50 P. M.

THE PERFORMANCE TO-NIGHT.

Miss Lizzie Ingles, the very clever actress and vocalist, will receive a benefit at the Opera House to-night. An excellent programme has been selected and Miss Ingles will be supported by a company of amateurs among whom are Geo. A. Tyrrell, R. H. Taylor, R. H. Lindsay, George Osborne, Geo. A. Crall, J. W. Wilkes and many other well-known favorites. The mention of their names is a guaranty of a very pleasing entertainment, and we bespeak for the fair beneficiary a rousing house.

CONVICTED OF HORSE STEALING.—A dispatch to last evening's Chronicle informs us as follows:

Austin, February 26.—McNeil and Harris, convicted of horse-stealing, were to-day sentenced at Stillwater, Churchill County, to five years in the State Prison.

Our impression is that these are the first representatives ever sent from Churchill County to the Penitentiary.

STEVE GAGE'S LECTURE last evening, in the Assembly Chamber bristled with a formidable array of railroad facts and figures and was listened to with much attention by a quite numerous audience. We regret our inability to be present and report it.

AU FAIT CLUB.—The members and guests are notified that the next reception of this club takes place at the Opera House on Friday evening, the 28th instant. Dancing commences promptly at 8 o'clock, and "don't you forget it."

## PROFITS OF THE EPISCOPAL FAIR.

We are glad to know that at last the Society of St. Peter's Episcopal Church have amassed a sufficient amount of money to liquidate the remainder of the debt incurred at the time when their church building was reconstructed and enlarged. The amount thus remaining was \$1,500. The gross receipts of the Fair and Festival of last week were \$2,393. The expense account shows an aggregate of \$733. This leaves a balance of \$1,660—which, as is plain to be seen, will pay off the debt and more too. We are glad to know that there is a movement on foot to replace the old cracked bell which hangs in the belfry with another and more perfect one. We hope that if this is done, two other things will also be done, namely, either break up the old cracked bell and sell it to the brass foundries, or sell it to somebody in Reno—where they are crazy to have a lunatic asylum. The other thing we hope to see done is the erection of a bell-tower separate from the main building—when they hang the new bell. The thumps which fall upon the worshippers' ear while the bell that is hung in the belfry is being tolled are not conducive to a continuous and uninterrupted sense of piety.

## THE HYERS SISTERS' PERFORMANCE.

The second performance of the Hyers Sisters Combination drew an admiring audience to the Opera House last night. The splendid singing of the sisters drew forth expressions of unbounded applause. They are certainly most richly gifted with the powers of song. Kersands is the funniest of the funny, and as a dancer, comic singer and general performer he can not be surpassed. The play of Out of Bondage is admirably adapted for a display of the best capacities of the entire troupe, and our friends in Virginia City have a treat in store for them to-night.

PERSONAL.—There were a good many "personals" worth noting yesterday. Hon. C. J. Hillyer, Sinc Barnes, Chancellor Derby, Johnny Skae, Isaac L. Requa, W. S. Hobart, Grant Israel, all these old Comstockers, and Captain Palmer of Palisade and M. D. Foley of Eureka, were among the more distinguished arrivals.

CHARLEY MARTIN'S CONDITION.—Upon inquiry at Thaxter's drug store last evening about half past 9 o'clock, we learned that Charley Martin's condition was comparatively comfortable. We hope to hear very soon of the case taking a favorable turn, promising a speedy recovery.

HOUSE SERVANT WANTED.—Attention is called to an advertisement in this morning's APPEAL of a house servant wanted.

### ALWAYS AHEAD.

Instead of waiting for the turn of the season before getting new goods, we take pleasure in informing our patrons that we have just received a Complete New Stock of Dress Goods and exquisite Fancy Goods which we offer at such remarkably low prices that they would induce the most stingy father and husband to dive down for his bottom dollar.

We have received a consignment of One Hundred Cloak with positive instructions to close them out at any price, and we will do it. MRS. J. SHEYER & CO. Carson, January 28, 1879. d30

FR MRS. BRACKETS, WALL POCKETS, CLOCK SHELVES, ETC.

R. FRED. BROOKS, DEALER IN School and Blank Books, Stationery, Sheet Music, Musical Instruments, Cutlery, Jewelry, Toys, Fancy Goods and Beautiful PICTURE FRAMES, of all sizes. Old Books, Music, Serials or Pictorials bound in any style and bound.

Samples of binding on hand for inspection. BREECH LOADING SHOT GUNS AND RIFLES, Self-cocking Pistols, Cartridges and Ammunition of every description.

General Newspaper Agency: Daily Enterprise, Virginia City Chronicle, Nevada and California Dailies and Weeklies, Eastern Pictorials, Magazines, and Periodicals promptly delivered to any part of town or country, at the lowest possible rates. R. FRED. BROOKS, Opposite the Post Office, Carson City, Nevada.

ATTENTION TO LICENSE.

WILL BE PROMPTLY AND REGULARLY IN MY OFFICE Every Day at 10 o'clock A. M., AND WILL REMAIN Each Day until 4 o'clock P. M.,

And there within those hours will issue County and City Licenses. LOYD HILL, Sheriff, And ex officio License Collector. Carson, February 8th, 1879. 1m

EXCHANGE ROTISSERIE.

CLESCOVICH & CO., PROPRIETORS.

Northeast corner of Carson and Second Sts. 22 Family Entrance on Second street, opposite the Ormby House.

THIS WELL-KNOWN AND LONG-ESTABLISHED first-class Restaurant and Oyster Stand is kept open from 5 o'clock A. M. until 2 A. M. The cooking and all the facilities are unsurpassed by any establishment of the kind, here or elsewhere.

Olders will receive prompt attention. Mr. Clescovich will superintend personally. January 7, 1879.

MISS LIZZIE WOODSIDES, FASHIONABLE DRESSMAKER.

Proctor Street, Four blocks East of the Savings Bank, Carson City, Nevada.

Will work out by the day when required. feb15

## San Francisco Stock Exchange Sales

### MORNING BOARD

Omaha 41 3/4 41 3/4  
Mexican 38 1/4  
Gould & Curry 125 1/2 125 1/2  
Beet & Belcher 21 1/2 21 1/2  
California 6  
Consolidated Virginia 5 1/2 6  
Chollar 47  
Hale & Norcross 16 1/2 16 1/2  
Crown Point 5 1/2 5  
Yellow Jacket 20 3/4 20 3/4  
Savage 13 1/2  
Alpha 19 1/2  
Belcher 6 1/2 6 1/2  
Confidence 15 1/2  
Imperial 1 20  
Kentuck 5 1/2  
Sierra Nevada 53 51 1/2  
Utah 15 1/2  
Bullion 7 1/2 6 1/2  
Eschbacher 6 1/2 6 1/2  
Seg. Belcher 27  
Overman 9 1/2 9 1/2  
Justice 4 1/2  
Succor 50c  
Union Consolidated 79 81  
Alta 3 3/4  
Lady Bryan 1 7 1/2  
Julia 5 1/2  
Caledonia 2 1/2  
Phil Sheridan 40c  
Challenge 3 3/4  
Silver Hill 2  
Sutro 20c  
New York Con. 50c  
St. Louis 50c  
Leviathan 55c  
Andes 60c  
North Con. Virginia 15 13 1/2  
Lady Washington 1 1/2  
Benton 4 60  
Flowers 35c  
W. Fargo 15c  
Solid Silver 60c  
N. Bonanza 1 25  
Ward 15 1/2  
Scorpion 13 1/2  
Baltimore 1  
Kosuth 20c  
Mackay 3 40  
Douglas 40c  
Plumas 15  
Dardanelles 3 95

### EVENING BOARD.

Raymond & Ely 5  
Eureka Con. 28  
Jackson 7  
Northern Belle 9 1/2 9  
Highbridge 60c  
B. Isle 20c  
Grand Prize 4 00  
Bellmont 40c  
Manhattan 3 50  
Argenta 1 05  
Mono 2 1/2  
Bodie 6 1/2  
Navajo 15c  
Bulwer 20  
Paradise 2 05  
Hussey 35c  
Hillside 2 40  
Pacific 9 10  
Bechtel 75c  
Dulles 60c  
Toga 1 75  
Goodshaw 60c  
G. Terrace 10  
Tip-top 30c  
Day 30c  
M. White 6  
McClintock 75c  
Star 75c  
Summit 2 25  
Endowment 15c  
Independence 13 1/2  
Belvidere 50c  
Bosker 45c  
Silver King 10

## FAMILY GROCERY.

THE CHOICEST AND RAREST GROCERIES

For family use constantly on hand.

For Nice Little Things Not to Be Found Elsewhere

CO TO CHENEY'S.

A general assortment of the best staple and choice groceries. PRICES TO SUIT THE TIMES! JOHN E. CHENEY, Adams Block, Carson street, corner of Telegraph. January 8, 1878.

## SHANE'S SALOON.

(Formerly Magee's.) Carson street, opposite the Capitol, Carson City Nevada.

DOLF SHANE, Proprietor.

THE FINEST WINES, LIQUORS AND CIGARS.

The Most Commodious Gaming Hall in Ormby County.

DRINKS 12 1/2 Cents

Carson, January 1, 1878.

HALL'S PULMONARY BALSAM

PRICE 50 CTS

AN IMMEDIATE AND PERMANENT CURE FOR COUGHS, COLDS, ASTHMA, BRONCHITIS, CROUP, INFLUENZA, CATARRH, LOSS OF VOICE, incipient Consumption, and all Diseases of the Throat and Lungs. Ask for the California Pulmonary Balsam, and take no other. Sold by all Druggists.

GATES & CO., Proprietors, 417 Sansome st. S. F.

ANOTHER WONDERFUL CURE

EFFECTED BY CALIFORNIA ELASTIC TRUSS!

CALIFORNIA ELASTIC TRUSS COMPANY.—W. J. HORNE, Proprietor.—Dear Sir: I feel that I owe it to you and to humanity to write the fact that I have been SUBSTANTIALLY CURED of a bad case of Rupture of thirty years' standing, by one of your incompressible Trusses, which I purchased from you three months ago. I cannot describe the suffering, both physically and mentally, that I have undergone during that period; and now I feel like a new being. I have worn all kinds of Trusses, both Steel and Elastic, and never received any permanent relief until I tried yours. Its simplicity of construction, and facility with which it can be adjusted, and the ease and perfect freedom to the motions of the body with which it can be worn without causing any irritation, are its chief merits, and it is a perfect supporter. I have not had any sign of a return of the rupture since the first day I put it on, and feel that I am perfectly CURED. It is invaluable, and the fact should be known to the world. You can refer any one to me on the subject of their merits. I am, truly yours, ALFRED J. BURKE, Chief Mail Clerk S. F. Daily Evening Post, San Francisco, July 20, 1878.

A Physician's 45 Years' Experience.

COLUMBIA, Toulumine Co., July 18, 1878.

W. J. HORNE, Esq.—Dear Sir: For some time past I have used in my practice the California Elastic Truss, with entire satisfaction in most cases of complicated hernia of both sexes. During a practice of forty-five years I have found no truss that would, with the same ease and certainty, retain the required adjustment, the pressure being always under the immediate control of the patient. The simplicity and ease of application is of itself a guarantee to every experienced physician. I have the honor to remit by mail the amount due, knowing that I contribute to the alleviation of afflicted humanity. Yours, truly